

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MURs 5403 and 5466
America Coming Together and Carl)
Pope, as Treasurer)
John Kerry for President, Inc., and)
Robert Farmer, as Treasurer; et al.)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on September 29, 2004, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in the above-captioned matter:

1. Find reason to believe that America Coming Together and Carl Pope, as Treasurer, violated 2 U.S.C. §§ 441a and 434 by making, and failing to report, excessive contributions, in the form of coordinated expenditures, to John Kerry for President, Inc.
3. Approve the appropriate factual and legal analyses, as recommended in the General Counsel's Report #2 dated September 13, 2004.
4. Approve the appropriate letters, as recommended in the General Counsel's Report #2 dated September 13, 2004.

Commissioners Mason, McDonald, Smith, Thomas, Toner, and Weintraub voted affirmatively for the decision.

Attest:

September 30, 2004
Date

Darlene Harris
Darlene Harris
Deputy Secretary of the Commission

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